



UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 26 2001

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COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILED/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/973,986	10/11/2001	Kurt Dahlberg	01186CONT

DENNISON, SCHEINER, SCHULTZ & WAKEMAN
 Suite 612
 1745 Jefferson Davis Highway
 Arlington, VA 22202

CONFIRMATION NO. 7340
FORMALITIES LETTER



OC000000006976043

Date Mailed: 10/26/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)***Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$138.
 - \$54 for 3 total claims over 20.
 - \$84 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1008.**

370.00 53

42.00 01

27.00 0P

67.50 0P

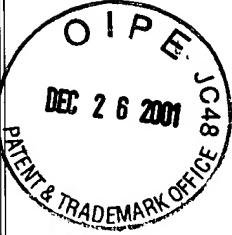
*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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**OFFICE OF PETITIONS
 DEPUTY A/C PATENTS**



DAC #5

Dkt. 01186CONT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Group Art Unit:

KURT DAHLBERG

Examiner:

Serial No.: 09/973,986

Filed: October 11, 2001

For: IMPACT MACHINE AND METHOD OF USING AN IMPACT MACHINE

RESPONSE TO NOTICE TO FILE MISSING PARTS

Honorable Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts mailed October 26, 2001, copy attached hereto, submitted herewith is the filing fee, paid by credit card (PTO-2038).

Also submitted herewith is a Petition under 37 CFR 1.47(b) stating that the sole inventor has refused to sign the accompanying declaration. This declaration has been signed by the undersigned attorney on behalf of Hydropulsor AB, to which company an obligation of assignment exists.

Respectfully submitted,

Ira J. Schultz
Reg. No. 28650

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formed a new company in January 1998 in competition with Hydropulsor AB, and in November 1998 refused to cooperate in the filing of a continuation-in-part application.

This filing under 37 CFR 1.47(b) is necessary to preserve the rights of the parties, specifically Hydropulsor AB, to which company Mr. Dahlberg had an obligation of assignment.

Attached hereto is a Response to Notice to File Missing Parts, including an inventor's declaration including the last known address of the inventor, Mr. Dahlberg. The inventor's declaration has not been signed by the inventor, but has been signed by the undersigned attorney on behalf of, and upon authorization of the applicant company, Hydropulsor AB.

Also attached hereto are all required fees, including the filing fee, extra claim fee, late declaration fee, and Petition fee under 37 CFR 1.17(i).

Respectfully submitted,



Ira J. Schultz
Reg. No. 28666